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Attorney for Respondents

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

KEVIN JAMES LISLE,

Petitioner,

vs.

WILLIAM GITTERE,

Respondents.

Case No. 2:03-cv-1005-JCM-DJA

**UNOPPOSED MOTION FOR
ENLARGEMENT OF TIME**

(SECOND REQUEST)

(Death Penalty)

Respondents, by and through counsel, Aaron D. Ford, Attorney General of the State of Nevada, hereby respectfully move this Court for an order granting a sixty (60) day enlargement of time, to and including February 18, 2022, in which to respond to Petitioner's Motion for Reconsideration to Alter or Amend Judgment.

This motion is based upon the provisions of Rule 6(b) of the Federal Rules of Civil Procedure and the attached Declaration of Counsel, as well as all other papers, documents, records, pleadings, and other materials on file herein.

There has been one prior request for an enlargement of time, and this motion is made in good faith and not for the purposes of delay.

RESPECTFULLY SUBMITTED this 20th day of December, 2021.

AARON D. FORD
Attorney General

By: /s/ Heather D. Procter
HEATHER D. PROCTER (Bar. No. 8621)
Chief Deputy Attorney General

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DECLARATION OF COUNSEL

STATE OF NEVADA)
 : ss.
CARSON CITY)

I, HEATHER D. PROCTER, hereby states, based on personal knowledge and/or information and belief, that the assertions of this declaration are true:

1. I am the Chief Deputy Attorney General of the Post-Conviction Division of the Nevada Attorney General's Office, and I make this declaration on behalf of Respondents' motion for enlargement of time.

2. By this motion, I am requesting a sixty (60) day enlargement of time, to and including February 18, 2022, to respond to Kevin Lisle's motion to alter or amend judgment under FRCP 59(e) (ECF No. 295). This is my second request for enlargement.

3. The response is currently due December 20, 2021.

4. I have been out of the office several times due to work obligations, preplanned annual leave, and sick leave. I was recently diagnosed with severe carpal tunnel in both wrists for which I am

CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General and that on this 20th day of December, 2021, I served a copy of the foregoing **UNOPPOSED MOTION FOR ENLARGEMENT OF TIME (SECOND REQUEST)**, by U.S. District Court CM/ECF electronic filing to:

David Anthony
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/s/ Lisa M. Clark